

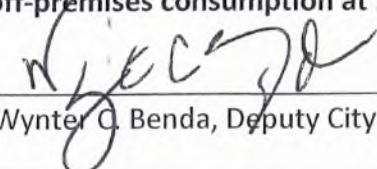


To the Honorable Council
City of Norfolk, Virginia

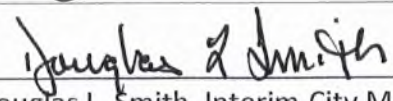
March 28, 2017

From: George M. Homewood, FAICP, CFM, Planning Director

Subject: **Special exception to operate an establishment for the sale of alcoholic beverages for off-premises consumption at 1011 Kempsville Road – Food Mart**

Reviewed: 
Wynter C. Benda, Deputy City Manager

Ward/Superward: 4/7

Approved: 
Douglas L. Smith, Interim City Manager

Item Number:

C-1

- I. **Staff Recommendation:** Approval.
- II. **Commission Action:** By a vote of **4 to 0**, the Planning Commission recommends **Approval**.
- III. **Request:** Special exception for the sale of alcoholic beverages for off-premises consumption.
- IV. **Applicant:** Ziaul Khan
- V. **Description:**
- The property is located on the west side of Kempsville Road, north of the intersection with E. Virginia Beach Boulevard.
 - The applicant proposes to sell alcoholic beverages for off-premises consumption at the existing convenience store.
 - No single-servings will be allowed.

	Previous (Food Mart Featuring Murry's)	Proposed
Hours of Operation and for the Sale of Alcoholic Beverages for Off-Premises Consumption	9:00 a.m. until 8:00 p.m., Monday through Saturday 11:00 a.m. to 6:00 p.m., Sunday	6:00 a.m. until 11:00 p.m., Monday-Friday 7:00 a.m. until 11:00 p.m. Saturday 8:00 a.m. until 10:00 p.m. Sunday
Off-Premises Alcohol Types	Beer and wine	Same

- Special Exception History:

City Council Approval	Applicant	Request
2003	D'z City Outside the City	Eating and drinking establishment
2011	Carol's Restaurant	Eating and Drinking Establishment
2014	Food Mart Featuring Murry's	ABC Off-Premises
Pending	Food Mart	<ul style="list-style-type: none"> • ABC Off-Premises • New owner/operator

VI. Historic Resources Impacts:

The site is not located in any local, state, or federal historic district.

VII. Public Schools Impacts

The site is located less than 1,000 feet from Fairlawn Elementary.

Staff contact: Chris Whitney at (757) 823-1253, chris.whitney@norfolk.gov

Attachments:

- Proponents and Opponents
- Staff Report to CPC dated February 23, 2017 with attachments
- Ordinance

Planning Commission Public Hearing: February 23, 2017

Executive Secretary: George M. Homewood, FAICP, CFM *GMH*

Planner: Chris Whitney, CZA, CFM *CW*

Staff Report	Item No. 6	
Address	1011 Kempsville Road	
Applicant	Food Mart	
Request	Special Exception	Sale of alcoholic beverages for off-premises consumption
Property Owner	Old Kempsville, LLC	
Site Characteristics	Building/Suite Area	4,427 sq. ft./2,150 sq. ft.
	Future Land Use	Commercial
	Zoning	C-2 (Corridor Commercial)
	Neighborhood	Hollywood Homes/Maple Hall, Lake Taylor
	Character District	Suburban
Surrounding Area	North	C-2: Cilantro Bangladeshi Bistro, IN-1 (Institutional District): Fairlawn Elementary School and Fairlawn Recreation Center, R-7 (Single-Family): Single-family home
	East	IN-1: Fairlawn Elementary School, C-2: Drive Time Used Cars
	South	C-2: Danny's Hot Dogs, Millennial Pawn
	West	I-64 Highway



A. Summary of Request

- The property is located on the west side of Kempsville Road, north of the intersection with E. Virginia Beach Boulevard.
- The applicant proposes to sell alcoholic beverages for off-premises consumption at the existing convenience store.
 - No single-servings will be allowed.

B. Plan Consistency

The proposed special exception is consistent with *plaNorfolk2030*, which designates this site as Commercial.

C. Zoning Analysis

i. General

- The site is located in the C-2 zoning district, which permits the proposed use by special exception.
- The building on the site contains a convenience store and an eating establishment.
 - A special exception was granted in 2011 to the adjacent portion of the building to operate an eating and drinking establishment, however, that establishment was replaced in 2013 with the existing eating establishment, Cilantro Bangladeshi Bistro.
 - A convenience store has operated from this suite since 2002.
- This space was previously operated as a convenience store, Food Mart Featuring Murry's, with beer and wine available for off-premises consumption.
- Since a new operator proposes to open the same business and serve alcohol for off-premises consumption, a new special exception is required.

	Previous (Food Mart Featuring Murry's)	Proposed
Hours of Operation and for the Sale of Alcoholic Beverages for Off-Premises Consumption	9:00 a.m. until 8:00 p.m., Monday through Saturday 11:00 a.m. to 6:00 p.m., Sunday	6:00 a.m. until 11:00 p.m., Monday-Friday 7:00 a.m. until 11:00 p.m. Saturday 8:00 a.m. until 10:00 p.m. Sunday
Off-Premises Alcohol Types	Beer and wine	Same

- Special Exception history:

City Council Approval	Applicant	Request
2003	D'z City Outside the City	Eating and drinking establishment
2011	Carol's Restaurant	Eating and Drinking Establishment
2014	Food Mart Featuring Murry's	ABC Off-Premises
Pending	Food Mart	<ul style="list-style-type: none"> • ABC Off-Premises • New owner/operator

ii. Parking

- The site is currently operating as a convenience store and no additional parking is required.
- A bicycle rack will be installed as a condition of approval.

iii. Flood Zone

The property is located in the X Flood Zone which is a low-to-moderate risk flood zone.

D. Transportation Impacts

- No additional trips are forecast related to the proposed addition of off-premises alcohol sales at this retail use.
- Kempsville Road along the site is identified as a severely congested corridor in the PM peak hours in the current update to regional Hampton Roads Congestion Management analysis.
- The site is near transit service with Hampton Roads Transit bus route 20 (Virginia Beach) operating near to the site.
- Kempsville Road adjacent to the site is not an identified priority corridor in the City of Norfolk Bicycle and Pedestrian Strategic Plan.

E. Historic Resources Impacts

The site is not located in any local, state, or federal historic district.

F. Public Schools Impacts

The site is located less than 1,000 feet from Fairlawn Elementary.

G. Environmental Impacts

- As a condition of the prior special exception for off-premises alcohol sales, the operator of the establishment was given 60 days to remove all nonconforming signage

including two freestanding signs; however, the business ceased and the nonconforming signs remain on the site.

- The applicant will be required to remove the nonconforming sign in front of their suite with the name of the prior operator and install landscaping along Kempsville Road to reduce the large driveway access and better screen the parking area.

H. AICUZ Impacts

N/A

I. Surrounding Area/Site Impacts

- The site is located within an area of primarily commercial uses.
- By requiring this use to conform to the conditions listed below granting the special exception should not have a negative effect on the surrounding area.
 - However, the proposed hours of operation are longer than those of the previous operator.
- In the past year, there have been four calls for police service with no arrests made.

J. Payment of Taxes

The owner of the property is current on all real estate taxes.

K. Civic League

Notice was sent to the Hollywood Homes/Maple Hall and Lake Taylor Civic Leagues on February 1.

L. Communication Outreach/Notification

- Legal notice was posted on the property on January 17.
- Letters were mailed to all property owners within 300 feet of the property on February 8.
- Legal notification was placed in *The Virginian-Pilot* on February 9 and February 16.

M. Recommendation

Staff recommends that the special exception be **approved** subject to the following conditions:

- (a) The hours of operation for the sale of alcoholic beverages for off-premises consumption shall be limited to 6:00 a.m. until 11:00 p.m. Monday through Friday, 7:00 a.m. until 11:00 p.m. Saturday, and 8:00 a.m. until 10:00 p.m. Sunday.
- (b) This special exception shall terminate in the event of a change in ownership of the establishment and may be revoked in the event of a change in the operation of the establishment as described in the Description of Operations set forth in "Exhibit A," attached hereto, provided that no termination in the event of a change in ownership of the establishment shall be effective until 120 days after the change or

until a new special exception is granted showing the new owner, whichever is earlier.

- (c) No alcoholic beverages other than those defined as "beer," "wine," "wine cooler," or "low alcohol beverage cooler," as defined by state law, shall be sold.
- (d) No alcoholic beverage having more than 21% alcohol by volume shall be sold.
- (e) All beer sold for off-premises consumption shall be in a package containing a minimum of six (6) bottles or cans and all wine shall be sold in containers with a minimum of 375 ml each.
- (f) Not less than 50% of the façade of the principal building facing Kempsville Road shall be maintained as transparent as defined in the Zoning Ordinance of the City of Norfolk, 1992 (as amended).
- (g) Landscaping shall be installed and maintained in accordance with the attached landscape plan, marked "Exhibit B," and attached hereto, subject to any revisions required by the Department of Recreation, Parks, and Open Space.
- (h) All landscaping installed on the site shall be maintained in a healthy growing condition at all times and shall be replaced when necessary.
- (i) The nonconforming pole sign at the southeast corner of the property shall be removed.
- (j) All non-conforming fences on the site shall be removed.
- (k) All bollards on the site shall be painted and maintained free of visible corrosion.
- (l) No vehicle shall be parked within any sight triangle on the property, any public right-of-way, or any unimproved surface.
- (m) One bicycle parking space shall be provided on the site.
- (n) Dumpsters shall be gated and not visible from any public right-of-way.
- (o) At all times, all signage must comply with the applicable regulations of Chapter 16 of the Zoning Ordinance of the City of Norfolk, 1992 (as amended), entitled "Signs," however, no less than 85% of the glass areas

of the ground floor of the façade of the principal building shall be transparent as defined in the Zoning Ordinance.

- (p) The property shall be kept in a clean and sanitary condition at all times.
- (q) The establishment shall remain current on all food and beverages taxes and other local taxes which may become due while it is in operation.
- (r) The facility shall maintain a current, active business license at all times while in operation.
- (s) The business authorized by this Special Exception shall be conducted in accordance with the Description of Operations set forth in "Exhibit A," attached hereto. The representations made in "Exhibit A" shall be binding upon all owners, operators and managers who operate and/or manage the premises covered by this Special Exception. Should any owner, operator or manager desire to operate the business in a manner different than as represented in "Exhibit A," a new Special Exception must be obtained prior to any such change. Where any limitation or representation contained in "Exhibit A" is inconsistent with any condition of this ordinance, the conditions of this ordinance shall govern.
- (t) The violation of any requirement, limitation, or restriction imposed by the Virginia ABC Commission shall be deemed a violation of this Special Exception. This Special Exception may be revoked for any violation of a general or specific condition, including a condition incorporated by reference and including a condition arising from requirements, limitations, or restrictions imposed by the ABC Commission or by Virginia law.
- (u) A copy of this Special Exception ordinance and "Exhibit A" shall be available on site at all times for inspection, and a notice indicating that this Special Exception ordinance and all amendments are kept on the premises and are available for review by any member of the general public shall be posted in a visible location. The notice shall also contain information on where and how to report violations of conditions and shall include the address of the zoning administrator.
- (v) During all hours of operation, the establishment operator shall be responsible for maintaining those portions of public rights-of-way improved by sidewalk and portions of any parking lot adjacent to the premises regulated by the special exception so as to keep such areas free of litter, refuse, solid waste, snow, ice, and any bodily discharge.
- (w) At all times, all temporary window signage must comply with the

applicable regulations of Chapter 16 of the Zoning Ordinance of the City of Norfolk, 1992 (as amended), entitled "Signs."

- (x) No business license shall be issued until conditions (g), (i), (m), and (n) have all been implemented fully on the site.

Attachments

General standards and considerations for special exception uses

Location Map

Zoning Map

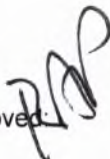
1000' radii map of similar ABC establishments and Norfolk Schools

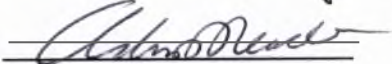
Application

Landscape Plan

Notification list of all property owners within 300 feet of the site

Notice to the Hollywood Homes/Maple Hall and Lake Taylor Civic Leagues

Form and Correctness Approved: 

By 
Office of the City Attorney

Contents Approved: 

By 
DEPT.

NORFOLK, VIRGINIA

ORDINANCE No.

c-6
AN ORDINANCE GRANTING A SPECIAL EXCEPTION AUTHORIZING THE SALE OF ALCOHOLIC BEVERAGES FOR OFF-PREMISES CONSUMPTION AT AN ESTABLISHMENT KNOWN AS "FOOD MART" ON PROPERTY LOCATED AT 1011 KEMPSVILLE ROAD.

- - -

BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That a Special Exception is hereby granted to Keyra Corporation authorizing the sale of beer and wine for off-premises consumption at an establishment known as "Food Mart" on property located at 1011 Kempsville Road. The property which is the subject of this Special Exception is more fully described as follows:

Property fronts 65 feet, more or less, along the western line of Kempsville Road beginning 202 feet, more or less, from the northern line of East Virginia Beach Boulevard and extending northwardly; premises numbered 1011 Kempsville Road.

Section 2:- That the Special Exception granted hereby shall be subject to the following conditions:

- (a) The hours of operation for the sale of alcoholic beverages for off-premises consumption shall be limited to 6:00 a.m. until 11:00 p.m. Monday through Friday, 7:00 a.m. until 11:00 p.m. on Saturday, and 8:00 a.m. until 10:00 p.m. on Sunday.
- (b) This special exception shall terminate in the event of a change in ownership of the establishment and may be revoked in the event of a change in the operation of the establishment as described in the Description of Operations set forth in "Exhibit A," attached hereto, provided that no termination in the event of a change in ownership of the establishment shall be effective until 120 days after the change or until a new special exception

is granted showing the new owner, whichever is earlier.

- (c) No alcoholic beverages other than those defined as "beer," "wine," "wine cooler," or "low alcohol beverage cooler," as defined by state law, shall be sold.
- (d) No alcoholic beverage having more than 21% alcohol by volume shall be sold.
- (e) All beer sold for off-premises consumption shall be in a package containing a minimum of six (6) bottles or cans and all wine shall be sold in containers with a minimum of 375 ml each.
- (f) Not less than 50% of the façade of the principal building facing Kempsville Road shall be maintained as transparent as defined in the Zoning Ordinance of the City of Norfolk, 1992 (as amended).
- (g) Landscaping shall be installed and maintained in accordance with the attached landscape plan, marked "Exhibit B," and attached hereto, subject to any revisions required by the Department of Recreation, Parks, and Open Space.
- (h) All landscaping installed on the site shall be maintained in a healthy growing condition at all times and shall be replaced when necessary.
- (i) The nonconforming pole sign at the southeast corner of the property shall be removed.
- (j) All non-conforming fences on the site shall be removed.
- (k) All bollards on the site shall be painted and maintained free of visible corrosion.
- (l) No vehicle associated with this facility shall be parked or displayed in any public right-of way, on any unimproved surface, or within any sight distance triangle.
- (m) One bicycle parking space shall be provided on the site.

- (n) Dumpsters shall be gated and not visible from any public right-of-way.
- (o) At all times, all signage must comply with the applicable regulations of Chapter 16 of the Zoning Ordinance of the City of Norfolk, 1992 (as amended), entitled "Signs," however, no less than 85% of the glass areas of the ground floor of the façade of the principal building shall be transparent as defined in the Zoning Ordinance.
- (p) The property shall be kept in a clean and sanitary condition at all times.
- (q) The establishment shall remain current on all food and beverages taxes and other local taxes which may become due while it is in operation.
- (r) The facility shall maintain a current, active business license at all times while in operation.
- (s) The business authorized by this Special Exception shall be conducted in accordance with the Description of Operations set forth in "Exhibit A," attached hereto. The representations made in "Exhibit A" shall be binding upon all owners, operators and managers who operate and/or manage the premises covered by this Special Exception. Should any owner, operator or manager desire to operate the business in a manner different than as represented in "Exhibit A," a new Special Exception must be obtained prior to any such change. Where any limitation or representation contained in "Exhibit A" is inconsistent with any condition of this ordinance, the conditions of this ordinance shall govern.
- (t) The violation of any requirement, limitation, or restriction imposed by the Virginia ABC Commission shall be deemed a violation of this Special Exception. This Special Exception may be revoked for any violation of a general or specific condition, including a condition incorporated by reference and including a condition arising from requirements, limitations, or restrictions imposed by the ABC Commission or by Virginia law.

- (u) A copy of this Special Exception ordinance and "Exhibit A" shall be available on site at all times for inspection, and a notice indicating that this Special Exception ordinance and all amendments are kept on the premises and are available for review by any member of the general public shall be posted in a visible location. The notice shall also contain information on where and how to report violations of conditions and shall include the address of the zoning administrator.
- (v) During all hours of operation, the establishment operator shall be responsible for maintaining those portions of public rights-of-way improved by sidewalk and portions of any parking lot adjacent to the premises regulated by the special exception so as to keep such areas free of litter, refuse, and both solid and liquid waste.
- (w) At all times, all temporary window signage must comply with the applicable regulations of Chapter 16 of the Zoning Ordinance of the City of Norfolk, 1992 (as amended), entitled "Signs."
- (x) No business license shall be issued until conditions (g), (i), (j), (m), and (n) have all been implemented fully on the site.

Section 3:- That the City Council hereby determines that the Special Exception granted herein complies with each of the requirements of § 25-7 of the Zoning Ordinance of the City of Norfolk, 1992 (as amended).

Section 4:- That the Special Exception granted hereby amends the previously granted special exception permitting the sale of alcoholic beverages for off-premises consumption, adopted on November 25, 2014 (Ordinance No. 45,790). All provisions and conditions previously approved are entirely superseded by the terms of this Special Exception.

Section 5:- That this ordinance shall be in effect from the date of its adoption.

ATTACHMENTS:

Exhibit A (2 pages)
Exhibit B (1 page)



EXHIBIT "A"

Description of Operations Off-Premises Sale of Alcoholic Beverage

Date of Application: 12/29/16
Name of business: KEYRA CORPORATION
Address of business: 1011 A KEMPSVILLE ROAD, NORFOLK, 23502
Name(s) of business owner(s)*: ZIAUL A. KHAN
Name(s) of property owner(s)*: OLD KEMPSVILLE LLC
Name(s) of business manager(s)/operator(s): ZIAUL A KHAN Fatema Kaniz
Daytime telephone number (757): 718-5974

*If business or property owner is partnership, all partners must be listed.

*If business or property owner is an LLC or Corporation, all principals must be listed.

1. Proposed Hours of Operation:

Facility	Alcoholic Beverage Sales
Weekday From <u>6AM</u> To <u>11:00PM</u>	Weekday From <u>6AM</u> To <u>11:00PM</u>
Friday From <u>6AM</u> To <u>11:00PM</u>	Friday From <u>6AM</u> To <u>11:00PM</u>
Saturday From <u>7:00AM</u> To <u>11:00PM</u>	Saturday From <u>7:00AM</u> To <u>11:00PM</u>
Sunday From <u>8:00AM</u> To <u>10:00PM</u>	Sunday From <u>8:00AM</u> To <u>10:00PM</u>

2. Type of alcoholic beverage applied for:

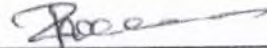
☒ Beer ☒ Wine ☒ Mixed Beverage

3. Alcoholic beverages to be sold:

☒ Room temperature ☒ Refrigerated

Exhibit A – Page 2
ABC-Off

4. As a general rule, the City does not approve selling beer in a single-sized serving container or selling wine in a bottle that is less than 375 milliliters. If you are seeking approval to sell servings that do not meet these criteria, please explain your justification as well as indicate what sizes you would sell:



Signature of applicant/owner

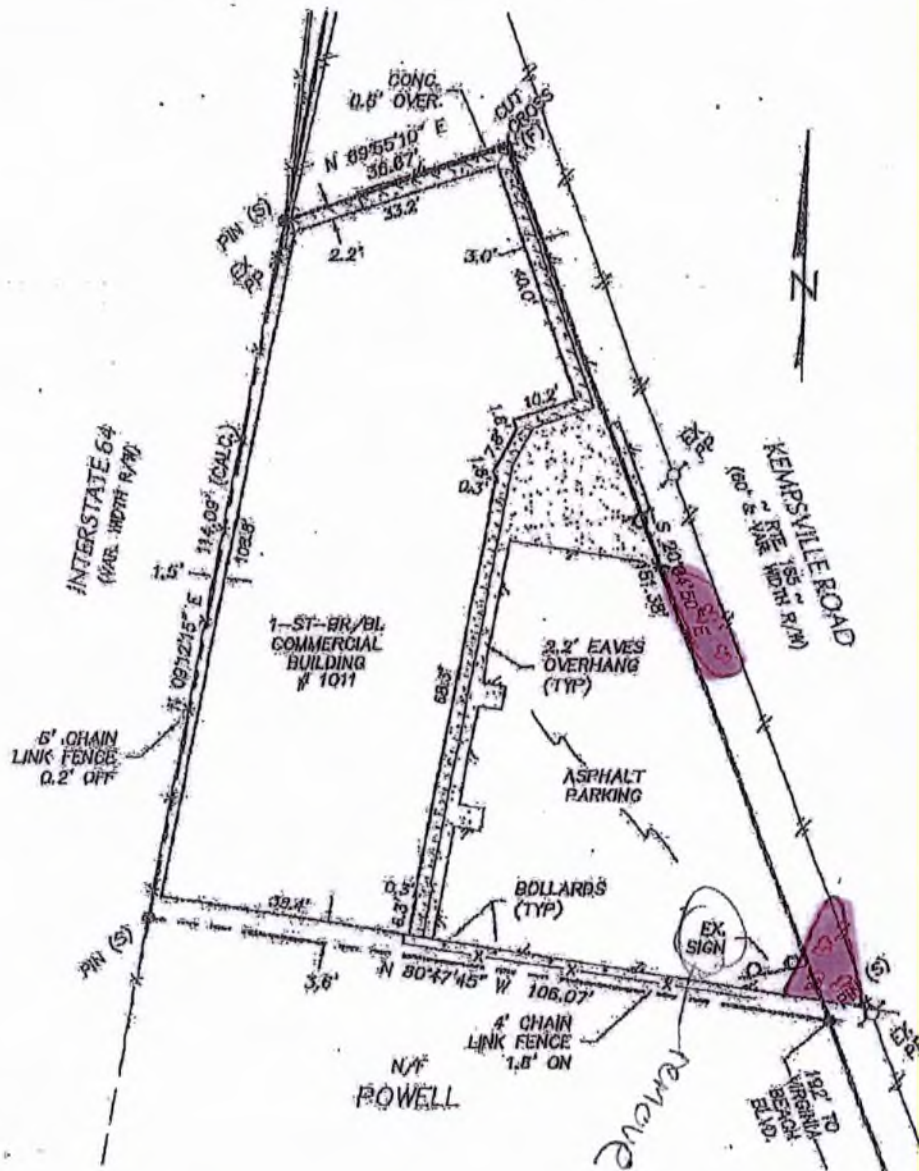
Exhibit B

3. SITE PLAN

PROPOSED SPECIAL EXCEPTION

DIZ CITY OUTSIDE THE CITY

Landscape Plan



Planning Commission Public Hearing

November 20, 2003 Application 6

Location

- 2 Natchez crepe myrtles in new beds (one per bed)
- Hibiscus moscheutos "Cranberry Punch" planted every two feet on center to fill both beds.

Location Map

I-64HOV HIGHWAY

I-64W HIGHWAY

FOOD MART

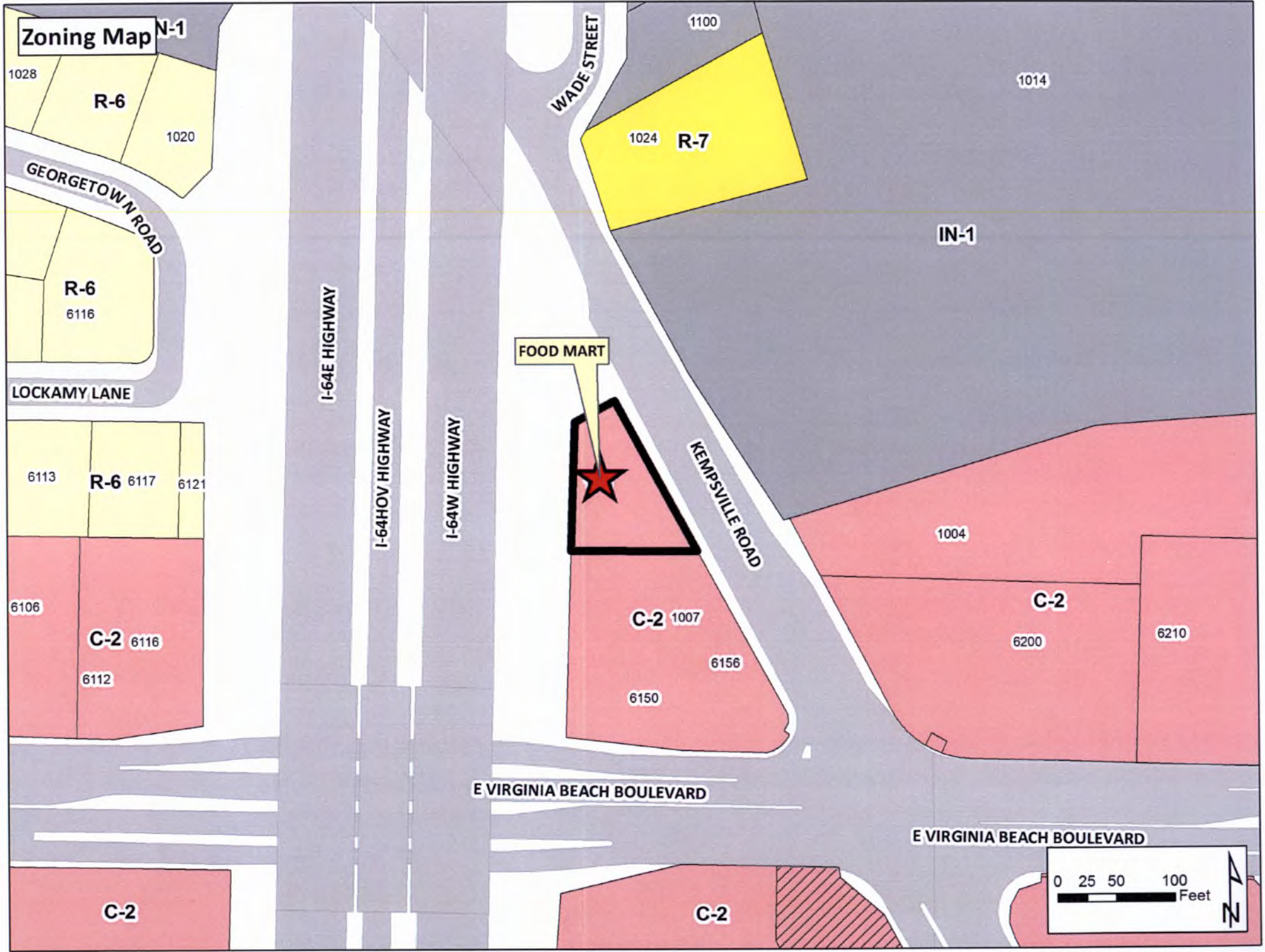
KEMPSVILLE ROAD

0 10 20 40
Feet

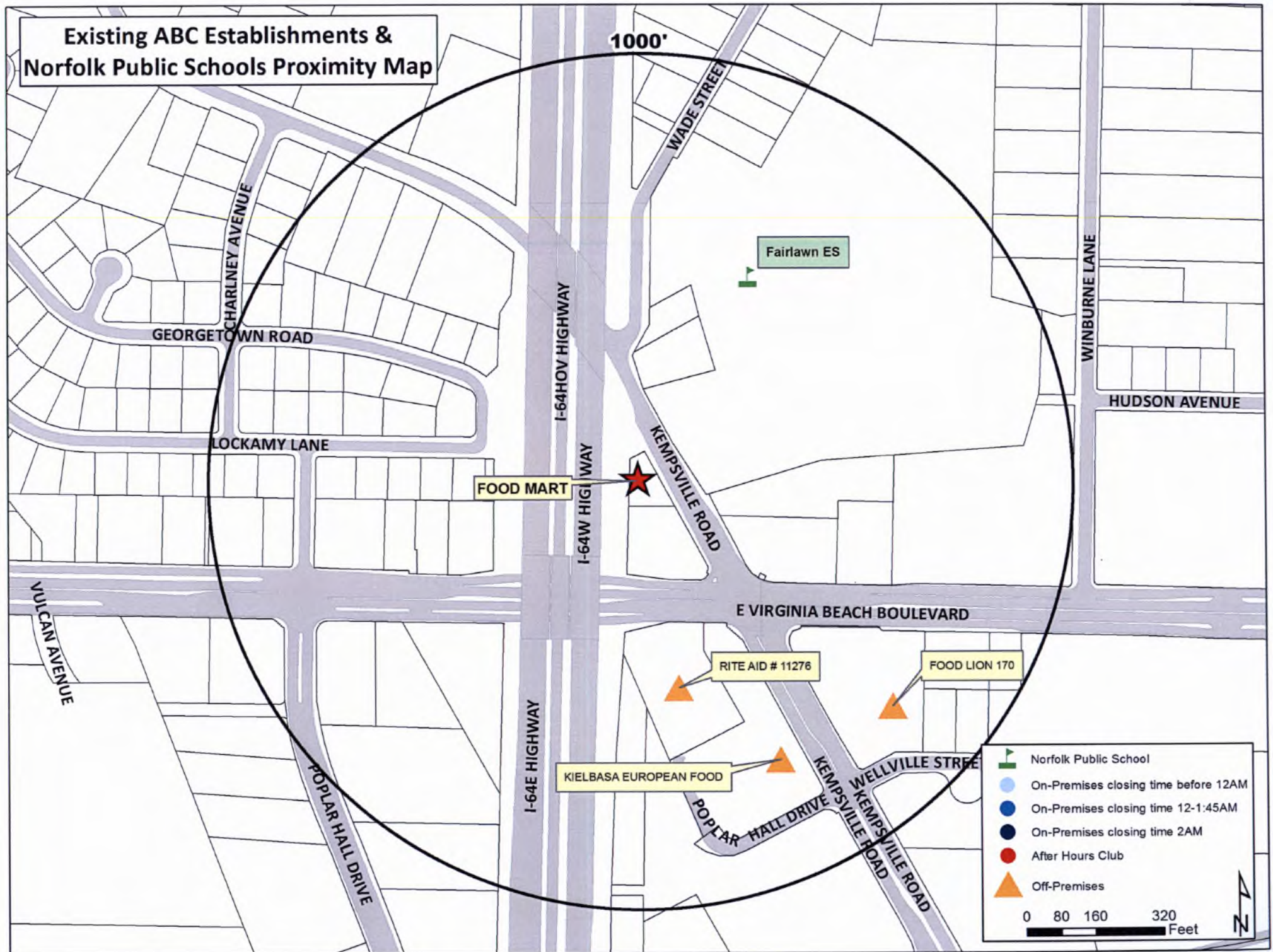
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Zoning Map



Existing ABC Establishments & Norfolk Public Schools Proximity Map





**APPLICATION
ADULT USE SPECIAL EXCEPTION
ALCOHOLIC BEVERAGES FOR OFF-PREMISES CONSUMPTION**

Date of Application: 12/29/16

DESCRIPTION OF PROPERTY

Property location: (Street Number) 1011 (Street Name) KEMPSVILLE ROAD

Existing Use of Property CONVENIENCE STORE

Current Building Square Footage 4427 SF

Proposed Use ~~2150 SF~~ CONVENIENCE STORE

Proposed Building Square Footage 2150 SF

Trade Name of Business (If applicable) FOOD MART

APPLICANT

(If applicant is a LLC or a Corp./Inc., include name of official representative and/or all partners)

1. Name of applicant: (Last) KHAN (First) ZIAUL (MI) A

Mailing address of applicant (Street/P.O. Box): 1011 A KEMPSVILLE ROAD

(City) NORFOLK (State) VA (Zip Code) 23502

Daytime telephone number of applicant (877) 228-5849 Fax (757) 228-5849

E-mail address of applicant: soma1939@yahoo.com

DEPARTMENT OF CITY PLANNING

810 Union Street, Room 508

Norfolk, Virginia 23510

Telephone (757) 664-4752 Fax (757) 441-1569

(Revised January, 2015)

AUTHORIZED AGENT (if applicable)

(If agent is a LLC or a Corp./Inc., include name of official representative and/or all partners)

2. Name of applicant: (Last) KHAN (First) ZIAUL (MI) A

Mailing address of applicant (Street/P.O. Box): 1011 A KEMPSTON ROAD

(City) NORFOLK (State) VA (Zip Code) 23502

Daytime telephone number of applicant (757) 228-5849 Fax () 757-228-5849

E-mail address of applicant: Soma1939@yahoo.com

PROPERTY OWNER

(If property owner is a LLC or a Corp./Inc., include name of official representative and/or all partners)

3. Name of property owner: (Last) OLD Kempston LLC (MI)

Mailing address of property owner (Street/P.O. box): 5608 HATTERAS ROAD

(City) Virginia Beach (State) VA (Zip Code) 23462

Daytime telephone number of owner (757) 497-7399 email: Theosplaza@yahoo.com

CIVIC LEAGUE INFORMATION

Civic League contact: HOLLYWOOD HOMES / MAPLE BALL - LAKE TAILOR

Date(s) contacted:

Ward/Super Ward information: Ward 4 / Superward 7

REQUIRED ATTACHMENTS:

- ✓ Required application fee, **\$355.00** (if check, make payable to the City of Norfolk).
 - Application fee includes a non-refundable \$5 technology surcharge.
- ✓ One 8½ x 14 inch or 11 x 17 inch copy of a physical survey, drawn to scale and showing site conditions and improvements (including portions of the right-of-way to the curb line):
 - Existing and proposed building structures
 - Driveways
 - Parking
 - Landscaping
 - Property lines (see attached example)
- ✓ One 8½ x 14 inch or 11 x 17 inch copy of a conceptual site plan drawn to scale and showing all proposed site improvements, landscaping, drive aisles and parking with dimensions, and proposed changes to parcel/property lines (including lease lines) if applicable.
- ✓ One 8½ inch X 11 inch copy of a floor plan drawn to scale showing where cold and/or room temperature alcoholic beverages will be sold. (see attached example).
- ✓ Completed Exhibit A, Description of Operations (attached).
- ✓ Please provide a brief description of the business (i.e., # of employees, current locations, type of restaurant, etc...).

CERTIFICATION:

I hereby submit this complete application and certify the information contained herein is true and accurate to the best of my knowledge:

Print name: Theo Koulonis Sign:  / 12/19/16
(Property Owner or Authorized Agent of Signature) (Date)

Print name: ZIAUL KHAN Sign: 12 / 29 / 2016
(Applicant) (Date)

ONLY NEEDED IF APPLICABLE:

Print name: _____ Sign: _____ / _____
(Authorized Agent Signature) (Date)

Food Mart - Notification sent to all Property Owners within 300 feet

Property Owner	Property Address	Mailing Address	
City Of Norfolk	1132 Wade St	810 Union St Rm 900	Norfolk VA
Comm Of Va	1100 Wade St	P O Box 1070	Suffolk VA
Comm Of Va	N S E Virginia Beach Blvd	P O Box 1070	Suffolk VA
Garcia Family Ltd Liability Ptsp Llp	6200 E Virginia Beach Blvd	1720 W Rio Salado Pkwy Ste A	Tempe AZ
Hendrick Automotive Group	1004 Kempsville Rd	6000 Monroe Rd Ste 100	Charlotte NC
Kouloukis, Demetrios Th	1011 Kempsville Rd	5608 Hatteras Rd	Virginia Beach VA
Mk Menlo Ii Property Owner, Llc	6147 E Virginia Beach Blvd	580 White Plains Rd	Tarrytown NY
Powell, Victoria J	6150 E Virginia Beach Blvd	6890 Hughes Rd	Sandston VA
Sumner, Margaret A Revocable Trust	1024 Kempsville Rd	1024 Kempsville Rd	Norfolk VA
Thomas Corner Associates	6147 E Virginia Beach Blvd	Po Box 2491	Norfolk VA
Verizon Virginia, Inc - Lessee	1132 Wade St	1132 Wade St	Norfolk VA

Whitney, Chris

From: McDonald, Colette
Sent: Wednesday, February 01, 2017 9:22 AM
To: bruce.erie@cox.net; laketaylorcivicleague@gmail.com
Cc: Riddick, Paul; Graves, Angelia; Howard, Oneiceia; Whitney, Chris
Subject: Planning Commission Application - 1011 Kempsville Rd
Attachments: Application.pdf

Mr. Erie and Mr. Speight,

Attached please find an application from **FOOD MART**, for a special exception to operate an establishment for the sale of alcoholic beverages for off-premises consumption at 1011 Kempsville Road.

Staff contact: Chris Whitney at (757) 823-1253, chris.whitney@norfolk.gov

This item is tentatively scheduled for the February 23, 2017 Public Hearing.

Thank you,

Colette McDonald
City of Norfolk Planning Technician



Planning Department
810 Union Street | Suite 508
Norfolk, VA 23510
Email | Colette.McDonald@Norfolk.gov
Phone | (757) 664-6771



EXHIBIT "A"
Description of Operations
Off-Premises Sale of Alcoholic Beverage

Date of Application: 12/29/16

Name of business: KEYRA CORPORATION

Address of business: 1011 A KEMPSVILLE ROAD, NORFOLK, 23502

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1. Proposed Hours of Operation:

Facility	Alcoholic Beverage Sales
Weekday From <u>6AM</u> To <u>11:00PM</u>	Weekday From <u>6AM</u> To <u>11:00PM</u>
Friday From <u>6AM</u> To <u>11:00PM</u>	Friday From <u>6AM</u> To <u>11:00PM</u>
Saturday From <u>7:00AM</u> To <u>11:00PM</u>	Saturday From <u>7:00AM</u> To <u>11:00PM</u>
Sunday From <u>8:00AM</u> To <u>10:00PM</u>	Sunday From <u>8:00AM</u> To <u>10:00PM</u>

2. Type of alcoholic beverage applied for:

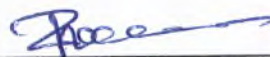
☒ Beer ☒ Wine ☒ Mixed Beverage

3. Alcoholic beverages to be sold:

☒ Room temperature ☒ Refrigerated

Exhibit A – Page 2
ABC-Off

4. As a general rule, the City does not approve selling beer in a single-sized serving container or selling wine in a bottle that is less than 375 milliliters. If you are seeking approval to sell servings that do not meet these criteria, please explain your justification as well as indicate what sizes you would sell:



Signature of applicant/owner